

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

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THOMAS M. GOULD
CLERK, U.S. DISTRICT COURT
W/D OF IN MEMPHIS

RICHARD A. BOWER, EQUAL
EMPLOYMENT OPPORTUNITY
COMMISSION, AND JOHN
OSWALD,

Plaintiffs,

RICHARD A. BOWER,

Plaintiff-Intervenor,

SHARON HERDRICH, LUIS
MORALES, AND TIM WIESE,

Plaintiff-Intervenors,

v

FEDERAL EXPRESS CORPORATION,

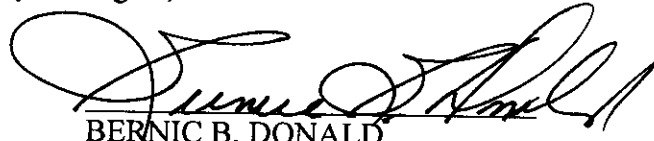
Defendant.

CIVIL ACTION NO. 94-2862 D

PROPOSED ORDER

Pursuant to Rule 83 of the Federal Rules of Civil Procedure, and for good cause shown, the Joint Motion to Withdraw Plaintiff's Motion to Compel Discovery and Vacate Magistrate's Order Granting Plaintiff's Motion to Compel Discovery is granted. Plaintiff EEOC's Motion to Compel and supporting memorandum entered on July 7, 2005 are withdrawn, and Magistrate Judge Tu M. Pham's Order Granting Plaintiff's Motion to Compel Discovery entered on August 10, 2005 is vacated and set aside as moot.

Entered this 24th day of August, 2005.


BERNICE B. DONALD
UNITED STATES DISTRICT JUDGE

This document entered on the docket sheet in compliance
with Rule 55 and/or 32(b) FRCP on 8/24/05



CERTIFICATE OF SERVICE

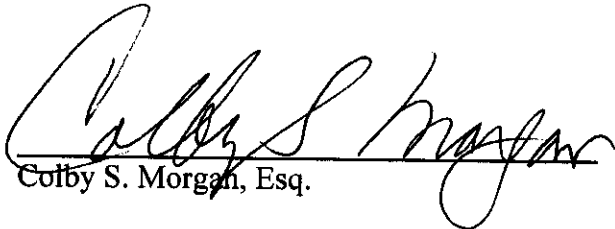
I hereby certify that the **Proposed Order** has been forwarded via U.S. Mail, first class, postage prepaid this 24th day of August 2005 to the following:

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Honorable Bernice Donald
US DISTRICT COURT